

NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE REPEAL AND PROMULGATION: DMR Regulation 95.09M, Closed Area No. 57, Eastport, promulgated on October 6, 1966, is repealed and replaced with the following rule:

TEXT OF RULE: DMR Regulation 95.09 M, Closed Area No. 57, Eastport

1. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Eastport, Washington County, inside (shoreward) of a line beginning at the easternmost point of land on Kendall Head and extending southeasterly to the easternmost point of land on Redoubt Hill; then easterly to Dog Island; then southerly to the most easterly tip of Todd Head; then southerly to the most easterly point of Buckman Head; then southwesterly to the tip of Estes Head; and then northwesterly to the southern most tip of Shackford Head. This closure encompasses the shores and waters of Johnson, Harris, Prince and Broad Coves.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: December 10, 1998

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BANGOR DAILY NEWS
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STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.09M, Closed Area No. 57, Eastport, promulgated on October 6, 1966, and enacts a new regulation. This new regulation increase the size of this closure based on failing water quality sampling scores in Johnson Cove, Eastport.

Department personnel have sampled and surveyed these waters and have determined that this closed area is subject to intermittent microbiological pollution. As a consequence the harvest of shellfish is prohibited to protect the public health.


E. PENN ESTABROOK
DEPUTY COMMISSIONER

Department of Marine Resources

Legal Notice of Shellfish Closure Area 57

C57A

Kendall Head

C57

Johnson Cove

Redoubt Hill

C57

Carrying
Place
Cove

Harris
Cove

Dog Island



C57

Todd
Head

Eastport

C57B

C57

Shackford Head

Broad Cove

Buckman
Head

Prince Cove

Estes
Head

1000 0 1000 2000 Yards